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Our Case No. 659/921
K-C Ref. No. 12,098.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kato, et al.)
Serial No. 10/041,693) Examiner: Snow, Bruce Edward
Filing Date: January 7, 2002) Group Art Unit No. 3738
For WAIST ELASTIC SYSTEM WITH)
IMPROVED ELASTIC DECAY)
PROPERTIES FOR A TRAINING)
PANT)
04/28/2004 SBRYCE 100010043 231925 10041693)
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**TRANSMITTAL OF
APPELLANT'S BRIEF TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop Appeal Brief Patents
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is an appeal from the Final Rejection of November 7, 2003. A timely Notice of Appeal was filed February 9, 2004 (Certificate of Mailing February 5, 2004).

Applicants' Brief is due April 9, 2004, without extension.

Enclosed are -

- (1) A copy of this TRANSMITTAL OF APPELLANT'S BRIEF TO THE BOARD OF PATENT APPEALS AND INTERFERENCES;
- (2) Three copies of Applicant's APPELLANT'S BRIEF;
- (3) A check for \$330.00, the fee under 37 CFR § 1.17(c) for filing an appeal brief; and
- (4) Return receipt postcard.

Please charge any additional fees that may be required to the Deposit Account of Applicants' Attorneys, Brinks Hofer Gilson & Lione, Deposit Account 23-1925.

Respectfully submitted,



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March 31, 2004